

accepted auditing standards by independent certified public accountants or independent licensed public accountants, certified or licensed by a regulatory authority of a State or other political subdivision of the United States. The audit shall be conducted at the place or places where the accounts of the corporation are normally kept. All books, accounts, financial records, reports, files, and all other papers, things, or property belonging to or in use by the corporation and necessary to facilitate the audit shall be made available to the person or persons conducting the audit; and full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians shall be afforded to such person or persons.

(b) A report of such audit shall be made by the corporation to the Congress not later than six months following the close of the fiscal year for which the audit is made. The report shall set forth the scope of the audit and include such statements, together with the independent auditor's opinion of those statements, as are necessary to present fairly the corporation's assets and liabilities, surplus, or deficit, with an analysis of the changes therein during the year, supplemented in reasonable detail by a statement of the corporation's income and expenses during the year including (1) the results of any trading, manufacturing, publishing, or other commercial-type endeavor carried on by the corporation, and (2) a schedule of all contracts requiring payments in excess of \$10,000 and any payments of compensation, salaries, or fees at a rate in excess of \$10,000 per annum. The report shall not be printed as a public document.

(Pub. L. 88-376, § 14, July 14, 1964, 78 Stat. 323.)

§ 4515. Use of assets on dissolution or liquidation

Upon final dissolution or liquidation of the corporation, and after discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets of the corporation may be distributed in accordance with the determination of the board of directors of the corporation and in compliance with the bylaws of the corporation and all Federal and State laws applicable thereto. Such distribution shall be consistent with the purposes of the corporation.

(Pub. L. 88-376, § 15, July 14, 1964, 78 Stat. 324.)

§ 4516. Acquisition of assets and liabilities of existing association

The corporation may and shall acquire all of the assets of the existing unincorporated organization known as the National Committee on Radiation Protection and Measurements, subject to any liabilities and obligations of the said organization.

(Pub. L. 88-376, § 16, July 14, 1964, 78 Stat. 324.)

§ 4517. Reservation of right to amend or repeal chapter

The right to alter, amend, or repeal this chapter is hereby expressly reserved.

(Pub. L. 88-376, § 17, July 14, 1964, 78 Stat. 324.)

CHAPTER 78—NATIONAL TROPICAL BOTANICAL GARDEN

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§ 4601. Corporation created

The following persons: Henry Francis duPont, Winterthur, Delaware; Deane Waldo Malott, Ithaca, New York; Horace Marden Albright, Los Angeles, California; Robert Allerton, Kauai, Hawaii; and Paul Bigelow Sears, New Haven, Connecticut; and their successors, are hereby created and declared to be a body corporate by the name of National Tropical Botanical Garden (hereinafter referred to as the "corporation") and by such name shall be known and have perpetual succession and the powers, limitations, and restriction herein contained.

(Pub. L. 88-449, § 1, Aug. 19, 1964, 78 Stat. 496; Pub. L. 100-539, § 1, Oct. 28, 1988, 102 Stat. 2718.)

AMENDMENTS

1988—Pub. L. 100-539 substituted "National Tropical Botanical Garden" for "Pacific Tropical Botanical Garden".

CHANGE OF NAME

Section 1 of Pub. L. 100-539 provided that: "Upon the enactment of this Act, the Pacific Tropical Botanical Garden, created by the Act entitled 'An Act to charter by Act of Congress the Pacific Tropical Botanical Garden', approved August 19, 1964 (Public Law 88-449; 78 Stat. 496) [36 U.S.C. 4601 et seq.], shall be known as the 'National Tropical Botanical Garden', and any reference in that Act to the Pacific Tropical Botanical Garden shall be deemed to be a reference to the National Tropical Botanical Garden."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 4602 of this title.

§ 4602. Completion of organization

The persons named in section 4601 of this title shall be the incorporators of the corporation and members of the initial board of trustees and are authorized to complete the organization of the corporation by the selection of other trustees and officers, the adoption of bylaws, not inconsistent with this chapter, and the doing of such other acts necessary to carry into effect the provisions of this chapter.